



Agenda Item #: \_\_\_\_\_

# Staff Report

## City of Manhattan Beach

**TO:** Honorable Mayor Montgomery and Members of the City Council

**THROUGH:** David N. Carmany, City Manager

**FROM:** Jim Arndt, Public Works Director  
Anna Luke, Senior Management Analyst

**DATE:** May 3, 2011

**SUBJECT:** Public Hearing for Refuse Rates and Consideration of Adoption of Resolution for Refuse Rate Changes Effective on Utility Bills Generated from June 1, 2011 through June 30, 2016.

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### **RECOMMENDATION:**

Staff recommends that the City Council conduct a public hearing on the proposed refuse user rates on Utility bills generated effective June 1, 2011 and adjusted each July 1 through service ending June 30, 2016. Staff also recommends that City Council adopt Resolution 6305 for the proposed rates at the conclusion of the Public Hearing.

### **FISCAL IMPLICATION:**

The City Council selected Waste Management as its refuse hauler for a new seven year contract to begin on June 1, 2011. The selection has a fiscal impact on the rate the customers will be billed. Rates will increase for most customers, but will vary depending on which type of service is chosen. The customer rate is a combination of the hauler's cost and the City Recovery Cost. The City Recovery Costs cover the costs of City Staff in the administration of solid waste billing, administering the contract, and all solid waste activities. The City Recovery Costs are added separately to the hauler's rates and are included in final user rates shown in Resolution 6305 (see Attachment A).

### **BACKGROUND:**

At the March 1, 2011 City Council meeting, Waste Management was selected as the City's hauler for the next solid waste contract to begin June 1, 2011. City Council reviewed the proposed user rates at the March 15, 2011 meeting, initiated the Proposition 218 process, and scheduled a Public Hearing for May 3, 2011.

#### *Proposition 218 Process*

In November 1996, California voters passed Proposition 218, the "Right to Vote on Taxes Act". This constitutional amendment protects taxpayers by limiting the methods by which local governments can create or increase taxes, fees and charges without taxpayer consent. Proposition

218 requires voter approval prior to imposition or increase of general taxes, assessments, and certain user fees, including charges paid by rate payers for refuse services.

Unless protests are received from a majority of rate payers (50% + 1), the City Council may adopt the rate increases by a majority vote at its public hearing.

**DISCUSSION:**

Before the proposed user rates can be considered for implementation, the City Council initiated the forty-five day 218 voter protest process and set a public hearing date to approve or reject the rates.

The City mailed a Proposition 218 notice to each prospective property owner/rate payer (as well as all tenants as an information notice) of the proposed rate increase (Attachment B). Staff held two informational meetings in the City Council chambers on March 30 and April 7, 2011 televised on the city's cable channel, placed a public notice in the Beach Reporter, and posted a link for information on the homepage of the city's website. The required forty-five day protest period was from Friday, March 18, 2011 through Monday, May 2, 2011. Property owners/rate payers had the opportunity to protest the proposed user rates by submitting a hard copy protest to the City Clerk or by emailing the protest to [utilityrates@citymb.info](mailto:utilityrates@citymb.info).

*Outcome of the Proposition 218 Process*

The City needed to receive over 6,500 protests from property owners/rate payers to overturn the rates. *As of Friday, April 22, 2011 the City received 144 protests (21 hard copies; 123 emails).* Staff will provide the final protest count received by the City (until May 2, 2011) during the public hearing presentation.

Comments were included with some property protests as well as comments made at the two Proposition 218 public meetings. Comments include an objection to raising the refuse rates; eliminating a city recovery cost as part of the rate; a critique to have chosen the lowest cost bidder during the RFP process; concern about increasing rates on a fixed income; unease about the economy; and opinions of currently paying too much for refuse service.

*City Recovery Cost*

As noted, a portion of the user rates as shown in Resolution 6305 (Attachment A), include the City Recovery Cost. In the November 3, 2010 staff report (see Attachment B), the City Recovery Costs (CRC) were established at \$643,909.

The City Recovery Costs are spread over the Waste Management first year costs as a percentage. Thus, the \$643,909 represents 18.20% of Waste Management's first year costs of \$3,533,000; therefore 18.20% is added to the hauler costs to determine user rates and is represented in the Attachment A, for rates beginning June 1, 2011.

At the March 15, 2011 meeting, the City Council directed staff to further review the City Recovery Costs and to return in six months to determine if cost savings may be realized.

The proposed monthly rates for consideration during this public hearing are listed in the following tables and may also be found in Attachments A (Resolution 6305) and B (Proposition 218 notice):

- Table 1: Single Family Monthly Cart Rates
- Table 2: Multi-Family Monthly Cart Rates
- Table 3: Commercial Can & Cart Monthly Rates and Commercial & Multi-Family Monthly Bin Rates
- Table 4: Commercial Roll-Off Rates
- Table 5: (Optional) Construction and Demolition Rates
- Table 6: Temporary Bin Rates
- Table 7: Extra Services Rates

*Single Family Monthly Rates*

Single family residents will be charged a Standard Service rate for their FIRST (1st) gray trash cart. If additional gray trash carts are requested, the Extra Gray Trash Cart rate will be applied to each additional gray trash cart. Recycling and Green Waste carts are no additional charge. Residents may request Backyard Service where the hauler will retrieve carts from owner's private property, service carts, and return to original location.

Table 1:  
Single Family Monthly Cart Rates

Volume-Based Automated Three-Cart Collection Service for Single Unit Homes	Proposed Monthly Rate per Household With 18.20% CRC		
	Standard Service (One Gray Trash Cart)	Extra Gray Trash Carts	Backyard Service Surcharge
96-gallon gray trash cart	\$ 19.68	\$ 9.46	\$ 8.27
64-gallon gray trash cart	\$ 14.95	\$ 7.09	\$ 8.27
35-gallon gray trash cart	\$ 10.22	\$ 4.73	\$ 8.27
Blue Recycling Cart (ANY SIZE)	NO CHARGE	NO CHARGE	NO CHARGE
Green Waste Cart (ANY SIZE)	NO CHARGE	NO CHARGE	NO CHARGE

*Multi-Family Cart Monthly Rates*

Multi-family cart customers will continue to be charged a flat Standard Service rate per dwelling unit; therefore, additional trash carts may be requested at no additional cost. Due to the nature of multi-family dwellings, tenant occupancy may fluctuate too frequently for the property owner to change service levels with each tenant change.

Table 2:  
Multi-Family Monthly Cart Rates

Automated Three-Cart Collection Service for Residential Cart Customers with 2 to 9 Units	Proposed Monthly Rate Per Building With 18.20% CRC	
	Standard Service: Flat Rate, Unlimited Trash Carts	Backyard Service Surcharge
2 Dwelling Units	\$ 27.15	\$ 16.55
3 Dwelling Units	\$ 40.73	\$ 24.82
4 Dwelling Units	\$ 54.30	\$ 33.10
5 Dwelling Units	\$ 67.88	\$ 41.37
6 Dwelling Units	\$ 81.45	\$ 49.64
7 Dwelling Units	\$ 95.03	\$ 57.92
8 Dwelling Units	\$ 108.60	\$ 66.19
9 Dwelling Units	\$ 122.18	\$ 74.47
Blue Recycling Cart (ANY SIZE)	NO CHARGE	NO CHARGE

*Commercial Can & Cart Monthly Rates and Commercial & Multi-Family Monthly Bin Rates*  
 Commercial businesses determine rates through a tiered-rate structure. Commercial customers choose the size & quantity of cart or bin, and frequency of collection. Multi-family complexes with bin service utilize the rate chart below. Note: the rates below do not include the new Door-to-Door Hazardous Waste Program at \$0.40 per dwelling unit. In accordance with Exhibit 9.A of the new solid waste contract, a \$0.40 fee per dwelling unit will be added to the multi-family bin customer rate as long as the Door-to-Door Household Hazardous Waste program is in place. The \$0.40 fee per dwelling unit will be added to the commercial bin rates shown below (from Exhibit 3-2).

Table 3:  
 Commercial and Multi-Family Monthly Bin Rates

Proposed Refuse Bin Size (in Cubic Yards) - With 18.20% CRC	Number of Pickups Per Week							Proposed Extra Pickups With CRC
	1	2	3	4	5	6	7	
Commercial Can	\$ 16.38	\$ 32.77	\$ 49.15	\$ 65.53	\$ 81.91	\$ 98.30	\$ 114.68	\$ 4.14
32-Gallon Cart	\$ 16.38	\$ 32.77	\$ 49.15	\$ 65.53	\$ 81.91	\$ 98.30	\$ 114.68	\$ 4.14
64-Gallon Cart	\$ 32.77	\$ 65.53	\$ 98.30	\$ 131.06	\$ 163.83	\$ 196.59	\$ 229.36	\$ 8.27
96-Gallon Cart	\$ 49.15	\$ 98.30	\$ 147.44	\$ 196.59	\$ 245.74	\$ 294.89	\$ 344.03	\$ 11.82
2 Cubic Yard	\$ 92.80	\$ 145.02	\$ 193.33	\$ 241.68	\$ 290.02	\$ 386.68	\$ 483.33	\$ 26.54
3 Cubic Yard	\$ 119.19	\$ 183.98	\$ 245.28	\$ 306.61	\$ 367.92	\$ 490.54	\$ 613.20	\$ 39.76
4 Cubic Yard	\$ 142.80	\$ 223.19	\$ 297.57	\$ 371.98	\$ 446.36	\$ 595.16	\$ 743.94	\$ 53.05
6 Cubic Yard	\$ 183.58	\$ 286.92	\$ 382.57	\$ 478.21	\$ 573.85	\$ 765.14	\$ 956.43	\$ 79.54
2 Cubic Yard Compactor	\$ 158.44	\$ 247.52	\$ 330.03	\$ 416.92	\$ 495.07	\$ 660.16	\$ 825.34	\$ 45.31
3 Cubic Yard Compactor	\$ 202.04	\$ 315.77	\$ 423.98	\$ 526.16	\$ 631.34	\$ 841.84	\$ 1,052.33	\$ 67.39
4 Cubic Yard Compactor	\$ 245.95	\$ 384.32	\$ 512.43	\$ 640.47	\$ 768.65	\$ 1,024.81	\$ 1,281.17	\$ 91.37
6 Cubic Yard Compactor	\$ 317.32	\$ 495.91	\$ 661.25	\$ 826.51	\$ 991.82	\$ 1,322.43	\$ 1,653.05	\$ 137.48
2 Cubic Yard Split Bin	\$ 88.00	\$ 140.80	\$ 187.69	\$ 234.62	\$ 281.54	\$ 374.46	\$ 468.06	\$ 26.54
3 Cubic Yard Split Bin	\$ 90.40	\$ 142.83	\$ 190.40	\$ 238.00	\$ 283.12	\$ 379.84	\$ 474.81	\$ 39.76
4 Cubic Yard Split Bin	\$ 92.80	\$ 145.02	\$ 193.33	\$ 241.68	\$ 290.02	\$ 386.68	\$ 483.33	\$ 53.05

*Commercial Roll Off Box Rates (No CRC)*

Large commercial businesses may opt for a large roll off box if service levels exceed the usefulness of a 6-yard bin (largest bin size).

Table 4:  
 Commercial Roll Off Box Rates

Rate Per Pull, Excluding Disposal	
Standard Box, Any Size	\$ 154.51 per pull
Compactor Box, Any Size	\$ 208.59 per pull
Rolloff Per Ton Charges	
Refuse Disposal	\$ 52.96 per ton
Mixed Recyclables	\$ - per ton
Green Waste	\$ 50.12 per ton
Additional Container Rental - (for boxes emptied less than 3x/month)	
Standard Box, Any Size	\$ 27.60 per week
Compactor Box, Any Size	\$ 27.60 per week

*(Optional) Construction & Demolition (C&D) Rates (No CRC)*

These rates would be utilized only if City Council voted to franchise Construction and Demolition hauling and recycling between 2014 - 2018. Proposing haulers were asked to provide pricing for this service in their proposals in the event that City Council chooses to franchise this service during the contract term.

Table 5:  
(Optional) C & D Rates

<b>Rate Per Pull, Excluding Disposal</b>	
25-40 cubic yard roll-off box	\$ 154.51 per pull
Low Boy (10 cubic yard) roll-off box	\$ 154.51 per pull
<b>Rolloff Per Ton Charges</b>	
Mixed Loads of C&D Debris	\$ 35.02 per ton
Source Separated (dirt, concrete, wood, etc.)	actual cost at facility, no higher than mixed load rate
<b>Temporary Bin Service</b>	
First Dump, including delivery and disposal	\$ 81.21 per dump
Additional dumps, including disposal	\$ 27.06 per dump

*Temporary Bins (No CRC)*

All customers may rent a temporary trash bin for up to ten days per rental. Temporary bins are useful when performing a garage clean-out, a large move-out, or for "spring cleaning." Additional recycling containers for major "clean-outs" can be ordered at no additional charge.

Table 6:  
Temporary Bin Rates

<b>Service Category</b> (Proposed)	<b>Bin Size (Cubic Yards)</b>			
	<b>2</b>	<b>3</b>	<b>4</b>	<b>6</b>
10 Day Rental with One Dump Included	\$ 83.84	\$ 94.20	\$ 104.56	\$ 125.29
Each Additional Dump	\$ 21.03	\$ 31.39	\$ 41.75	\$ 62.78
Rent Per Day Beyond 10 Days	\$ 1.93	\$ 1.93	\$ 1.93	\$ 1.93

*Proposed Extra Services*

There are services and costs which fall outside the standard service, the rates for those extras are listed below. Bin customers can opt for a lock service to reduce dumping. Commercial customers may utilize the bulky pick-up program for a fee. Nurseries/florists who would like a green waste container may do so at the rate listed below. In the event of a major emergency, the city can hire the hauler at the emergency collection and disposal rate listed below to assist with clean up.

Table 7:  
Extra Services Rates

Hasp and Lock Services	\$ 9.15	per bin per month (any frequency)
Cart Exchange	\$ 17.73	per applicable overage (see Section 3.7.1.1)
Refuse Cart Overage	\$ 5.91	per applicable overage (see Section 3.1.2)
Additional Residential Bulky Item Pickup	\$ 25.53	per pickup (three items) in excess of three pickups per year
Commercial Bulky Item Pickup Per Item		
• White Goods with CFCs	\$ 19.15	per item
• All Other Items	\$ 12.77	per item
Nursery/Florist Green Waste Cart (Section 3.1.6)	\$ 8.72	per 95-gallon green waste cart per month
	\$ 7.60	per 64-gallon green waste cart per month
	\$ 6.64	per 35-gallon green waste cart per month
Emergency Collection and Disposal	\$ 89.36	per hour
Bin Overage Charge	\$ 41.37	per applicable overage (see Section 3.1.6)

*Rate Increases for Subsequent Years*

Rates shown in Attachment B begin June 1, 2011 and run through June 30, 2012. On July 1, 2012, Hauler rates will increase based on defined formula Consumer Price Index (CPI) increases for fuel, equipment, labor, disposal, and other services. In addition, the City Recovery Cost will potentially adjust on July 1, 2012 by the following Consumer Price Index (CPI): CPI-U, Los Angeles-Riverside-Orange County. The adjustment will be based on the prior fiscal year's adopted budget, adjusted by the lesser of the CPI noted above, or the actual increase/decrease in the adopted budget from the prior year, whichever is less. Subsequent increases for the fiscal years beginning July 1, 2013, 2014, 2015, and 2016 will also be so adjusted for both Waste Management and City Recovery Costs.

- Attachments: (A) Resolution 6305  
(B) Proposition 218 Notice  
(C) March 15, 2011 Staff Report

CC: Bruce Moe, City of Manhattan Beach Finance Director

RESOLUTION NO. 6305

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH, CALIFORNIA, RESCINDING RESOLUTION 5912 AND RESOLUTION 5794 AND ADOPTING THIS RESOLUTION 6305 RELATING TO RESIDENTIAL AND COMMERCIAL REFUSE COLLECTION FEES EFFECTIVE JUNE 1, 2011.

WHEREAS, the City Council has awarded a contract for hauling and disposal of residential and commercial refuse to Waste Management, USA, Inc., and;

WHEREAS, it is now appropriate to set fees for the hauling and disposal of residential and commercial refuse collection beginning June 1, 2011 with rate adjustment factors for hauler fees and the City Recovery Cost. Rate modification will occur on July 1<sup>st</sup> in the years 2012, 2013, 2014, and 2105. Rate adjustment methods as shown in Section 1 and Section 2 herein.

WHEREAS, the City of Manhattan Beach initiated the Proposition 218 process for refuse rates as reflected in Resolution 6301 and insufficient protests were received during the forty-five day protest period, and therefore the City Council is not required to reject the rates shown in the attachment to this resolution 6305.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH, CALIFORNIA, HEREBY RESOLVES AS FOLLOWS:

SECTION 1. The rates which shall be charged for refuse related services are attached and incorporated by reference herein.

SECTION 2. (a) (b)

a. Rates shall be adjusted annually by the rate adjustment factor for both the hauler (Waste Management, USA, Inc.) and the City Recovery Cost as follows: The approved hauler compensation consists of the following cost component categories and each cost component will be adjusted by the change in the corresponding index as follows.



<u>Cost Category</u>	<u>Initial Weightings</u>		<u>Rate Adjustment Factor (1)</u>
	Exhibit 3A Bin & Cart	Exhibit 3B Roll-off	
Labor	30%	48%	Employment Cost Index CIU20100005200000I, Total compensation, Private industry, Index number, Transportation and material moving
Fuel	6%	13%	Producer Price Index WPU 0531, Not seasonally adjusted, Fuels and related products and power, natural gas
Equipment	17%	28%	Producer Price Index, PCU336120336120, Heavy duty truck manufacturing
Disposal/ Green Waste	40%	N/A	Consumer Price Index for All Urban Consumers (CUUR0000SA0L1E), all items less food and energy index - U.S. city average or 5%, whichever is lower
Transformation	1%	N/A	Actual change in the per ton gate rate at the waste-to-energy facility approved for use
All Other	6%	11%	Consumer Price Index for All Urban Consumers (CUUR0000SA0L1E), all items less food and energy index - U.S. city average
Total	100%	100%	

(1) If an index is discontinued, an alternative index must be approved by the City's Public Works Director.

b. The City Recovery Cost will adjust on July 1, 2012 by the following Consumer Price Index (CPI): CPI-U, Los Angeles-Riverside-Orange County. The adjustment will be based on the prior fiscal year's adopted budget, adjusted by the lesser of the CPI noted above, or the actual increase/decrease in the adopted budget from the prior year, whichever is less.

**SECTION 3.** If any subsection, sentence, clause, phrase or word of this Resolution is for any reason held to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the Resolution. The City Council hereby declares that it would have passed and adopted this Resolution and each and all of the provisions thereof irrespective of the fact that any one or more of said provisions may be declared invalid.

**SECTION 4.** This Resolution shall be applied with respect to service beginning June 1, 2011.

**SECTION 5.** The City Clerk shall certify to the passage and adoption of this resolution; shall cause the same to be entered among the original resolutions of said City; and shall make a minute of the passage and adoption thereof in the records of the proceedings of the City Council of said City in the minutes of the meeting at which the same is passed and adopted.

PASSED, APPROVED and ADOPTED this 3rd day of May, 2011.

Ayes:  
Noes:  
Absent:  
Abstain:

\_\_\_\_\_  
Mayor, City of Manhattan Beach, California

ATTEST:

\_\_\_\_\_  
City Clerk

**Attachment to Resolution 6305**

Single Family Residential Monthly Rates

Volume-Based Automated Three-Cart Collection Service for Single Unit Homes	Monthly Rate per Household With 18.20% CRC		
	Standard Service (One Gray Trash Cart)	Extra Gray Trash Carts	Backyard Service Surcharge
96-gallon gray trash cart	\$ 19.68	\$ 9.46	\$ 8.27
64-gallon gray trash cart	\$ 14.95	\$ 7.09	\$ 8.27
35-gallon gray trash cart	\$ 10.22	\$ 4.73	\$ 8.27
Blue Recycling Cart (ANY SIZE)	NO CHARGE	NO CHARGE	NO CHARGE
Green Waste Cart (ANY SIZE)	NO CHARGE	NO CHARGE	NO CHARGE

Multi-Family Residential Monthly Cart Rates

Automated Three-Cart Collection Service for Residential Cart Customers with 2 to 9 Units	Monthly Rate Per Building With 18.20% CRC	
	Standard Service: Flat Rate, Unlimited Trash Carts	Backyard Service Surcharge
2 Dwelling Units	\$ 27.15	\$ 16.55
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Commercial Monthly Cart Rates and Commercial and Multi-Family Monthly Bin Rates

Refuse Bin Size (in Cubic Yards) - With 18.20% CRC	Number of Pickups Per Week							Extra Pickups With CRC
	1	2	3	4	5	6	7	
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96-Gallon Cart	\$ 49.15	\$ 98.30	\$ 147.44	\$ 196.59	\$ 245.74	\$ 294.89	\$ 344.03	\$ 11.82
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Commercial Roll-off Box Rates

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Rolloff Per Ton Charges	
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(Optional) Construction and Demolition Rates

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Source Separated (dirt, concrete, wood, etc.)	actual cost at facility, no higher than mixed load rate
Temporary Bin Service	
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Additional dumps, including disposal	\$ 27.06 per dump

Temporary Bin Rates

Service Category	Bin Size (Cubic Yards)			
	2	3	4	6
10 Day Rental with One Dump Included	\$ 83.84	\$ 94.20	\$ 104.56	\$ 125.29
Each Additional Dump	\$ 21.03	\$ 31.39	\$ 41.75	\$ 62.78
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Extra Services Rates

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	\$ 7.60	per 64-gallon green waste cart per month
	\$ 6.64	per 35-gallon green waste cart per month
Emergency Collection and Disposal	\$ 89.36	per hour
Bin Overage Charge	\$ 41.37	per applicable overage (see Section 3.1.6)



March 16, 2011

City Hall 1400 Highland Avenue Manhattan Beach, CA 90266-4795

## CITY OF MANHATTAN BEACH NOTICE OF PUBLIC HEARING FOR SOLID WASTE SERVICE RATE INCREASES

On March 1, 2011, City Council awarded the city's next solid waste contract to Waste Management. The new contract will begin on June 1, 2011. This is a Proposition 218 notice of proposed increases in the City of Manhattan Beach's solid waste service rates and charges.

### **What is a Proposition 218 notice? Why am I receiving this notice?**

Proposition 218 was passed by California voters in 1996 to limit methods by which local governments can create or increase taxes, fees and charges without taxpayer consent. As a result of the contract award (depending upon the service you select), you may or may not see an increase to your solid waste bill.

Property Owner/Rate Payer: If you own a residential and/or commercial property, you received this notice by law. You have the legal right to protest the proposed rate increase.

Tenant: If you rent or lease a residential and/or commercial property, you received this notice as a courtesy to answer some questions about possible changes in the solid waste rates.

### **Why are the solid waste rates increasing?**

The rates reflect the costs of the new contract awarded to Waste Management by the City Council on March 1, 2011, and the City Recovery Costs approved by City Council on March 15, 2011.

### **What is the City Recovery Cost (CRC)?**

The City Recovery Cost refers to city's staff and operational costs dedicated to the provision and support of refuse service such as refuse billing, administration of the hauler contract and solid waste activities, public container maintenance and replacement, etc. These costs are outside the scope of the Waste Management contract. To learn more please see the staff report and attachments from the March 15, 2011 City Council meeting.

### **When will the new rates go into effect? When will I see the new rates reflected in my utility bill?**

If approved by City Council, the new rates (attached) and charges will go into effect for all users on or after June 1, 2011. The new rates will be reflected in residential billings received in August 2011, which covers the June and July service period. The new rates will be reflected in the commercial billings received in June.

### **When and where will the Public Hearing be?**

Tuesday, May 3, 2011 at 6:30 PM, during the City Council Meeting located at Manhattan Beach City Hall, City Council Chambers: 1400 Highland Avenue, Manhattan Beach, CA 90266.

### **I'd like to learn more before the Public Hearing.**

The City will hold two (2) Proposition 218 informational meetings ahead of the Public Hearing to discuss the rate increase and answer any questions the public may have regarding this process.

**Meeting #1:** Wednesday, March 30, 2011 at 7:00 PM; City Council Chambers, 1400 Highland Ave, 90266.

**Meeting #2:** Thursday, April 7, 2011 at 7:00 PM; City Council Chambers, 1400 Highland Ave, 90266.

Note: The March 30<sup>th</sup> meeting will be recorded and available on [www.citymb.info](http://www.citymb.info).

### **I am the property owner/rate payer and I want to exercise my right to protest the rates. What do I do?**

As the property owner/rate payer, you have a right to protest the proposed increases. Only one protest notice is allowed per parcel. If you choose to protest, you must submit such protest **in writing or via email** no later than Monday, May 2, 2011, by 5:00 PM, to either:

1. City Clerk's Office: City of Manhattan Beach, 1400 Highland Avenue, Manhattan Beach, CA 90266.

- OR -

2. Email your protest to: [utilityrates@citymb.info](mailto:utilityrates@citymb.info).

**What do I include in the protest letter?**

Please include the date, your full name, property address, phone number and statement of protest.

**How many protest letters are needed to overturn the proposed rates?**

Under the Proposition 218 law, 50% + 1 of the total property owners/rate payers must protest.

**What happens if the City receives enough protest letters to overturn the rates?**

If the City receives enough protests to overturn the rates, the City cannot proceed with the rate increase.

**Can I challenge the fees in court?**

Yes. You may be limited to raising only the issues you or someone else raise at the Public Hearing described in this notice, or in a written correspondence delivered to the City Clerk by the date and time above.

**SINGLE FAMILY RESIDENTIAL CUSTOMERS ONLY**

**I noticed a different price for a single-family 35 gallon, 64 gallon, and 96 gallon container. Why?**

Beginning June 1, 2011, single-family residents’ solid waste rates will be based on the size and quantity of their gray trash cart(s) only. *Recycling and green waste will still be no additional charge*. For example, if residents choose one (1) 35-gallon gray trash cart, their monthly rate would actually decrease.

**What if I want a second gray trash cart – how much will that cost?**

Please reference the Single-Family rates on page 3. The cost for your first cart is listed in the first column under “Standard Service.” The cost for any additional gray trash carts is listed in the second column under “Extra Gray Trash Cart.”

**I own a single-family home; will my rates be based on the number of gray trash carts I have *right now*?**

No. You will continue to pay the current monthly rates for refuse services rendered until May 31, 2011.

**So all single-family residents are transitioning to tiered-rates. How will the transition occur?**

In approximately one (1) week you will receive a postage paid mailing from Waste Management. It will ask you to select the **size and quantity of gray trash cart(s)** you wish to receive service for beginning June 1, 2011. Remember, your monthly rates will only be based on the size and quantity of gray trash carts. Recycling and green waste service will still be no additional charge. If you select a trash cart size which is different from the one you currently have, it will be “exchanged” for the new size in late May.

Beginning June 1, 2011, based on your mailing selection, you will be charged for the trash cart(s) you selected. If you do not reply to the card, you will be charged for and issued a default 64-gallon trash cart. The cart selection mailing must be completed and returned to Waste Management by April 24, 2011.

You will receive correspondence from Waste Management regarding every step of the transition.

**I live in the Sand Section. Is it true that the Sand Section is getting automated service which includes carts with wheels and attached lids?**

Yes. The Sand Section is getting automated service and Sand Section residents will be receiving automated carts with wheels and attached lids. See above question/answer for details on how you will select the size and quantity of carts.

**I’m a business owner. I’d like to know how my business can recycle more – what are my options?**

Waste Management provides free commercial audits to businesses who would like to find more opportunities to recycle and reduce landfill waste. Contact Waste Management customer service at (310) 830-7100 to schedule an audit.

**I can’t make the meetings. Who do I call or email my questions to?**

Proposition 218 process: Contact Steve Charelian, Revenue Services Manager, at (310) 802-5555 or e-mail [utilityrates@citymb.info](mailto:utilityrates@citymb.info).

Programs, services and rates of the solid waste contract: Contact Anna Luke, Public Works Analyst, at (310) 802-5363 or [aluke@citymb.info](mailto:aluke@citymb.info). You may also visit [www.citymb.info](http://www.citymb.info) for additional information on the city’s new solid waste contract and the 218 process.

**Single Family Monthly Rates**<sup>(4)</sup>

Single family residents will be charged a *Standard Service* rate for their FIRST (1st) gray trash cart. If additional gray trash carts are requested, the Extra Gray Trash Cart rate will be applied to each additional gray trash cart. Recycling and Green Waste carts are no additional charge. Residents may request Backyard Service where the hauler will retrieve carts from owner's private property, service carts, and return to original location (helpful for seniors, physically impaired, frequent travelers, etc.)

Volume-Based Automated Three-Cart Collection Service for Single Unit Homes	Proposed Monthly Rate per Household With 18.20% CRC		
	Standard Service (One Gray Trash Cart)	Extra Gray Trash Carts	Backyard Service Surcharge (2)
96-gallon gray trash cart <sup>(1)</sup>	\$ 19.68	\$ 9.46	\$ 8.27
64-gallon gray trash cart <sup>(1)</sup>	\$ 14.95	\$ 7.09	\$ 8.27
35-gallon gray trash cart <sup>(1)</sup>	\$ 10.22	\$ 4.73	\$ 8.27
Blue Recycling Cart (ANY SIZE)	NO CHARGE	NO CHARGE	NO CHARGE
Green Waste Cart (ANY SIZE)	NO CHARGE	NO CHARGE	NO CHARGE

**Multi-Family Cart Monthly Rates**<sup>(4)</sup>

Multi-family cart customers will continue to be charged a flat Standard Service rate per dwelling unit; therefore, additional trash carts may be requested at no additional cost. Due to the nature of multi-family dwellings, tenant occupancy may fluctuate too frequently for the property owner to change service levels with each tenant change.

Automated Three-Cart Collection Service for Residential Cart Customers with 2 to 9 Units	Proposed Monthly Rate Per Building With 18.20% CRC	
	Standard Service: Flat Rate, Unlimited Trash Carts	Backyard Service Surcharge (2)
2 Dwelling Units <sup>(3)</sup>	\$ 27.15	\$ 16.55
3 Dwelling Units <sup>(3)</sup>	\$ 40.73	\$ 24.82
4 Dwelling Units <sup>(3)</sup>	\$ 54.30	\$ 33.10
5 Dwelling Units <sup>(3)</sup>	\$ 67.88	\$ 41.37
6 Dwelling Units <sup>(3)</sup>	\$ 81.45	\$ 49.64
7 Dwelling Units <sup>(3)</sup>	\$ 95.03	\$ 57.92
8 Dwelling Units <sup>(3)</sup>	\$ 108.60	\$ 66.19
9 Dwelling Units <sup>(3)</sup>	\$ 122.18	\$ 74.47
Blue Recycling Cart (ANY SIZE)	NO CHARGE	NO CHARGE

(1) Rate for first refuse container at each dwelling unit which includes the cost for the Door to Door HHW program at \$0.40 per dwelling unit.

(2) The \$7.00 Backyard Service Surcharge is in addition to Standard Service fee and is assessed per dwelling unit.

(3) Flat Rate for refuse cart service at each dwelling unit which includes the cost for the Door to Door HHW Program at \$0.40 per dwelling unit.

(4) Includes the City Recovery Cost of 18.20%. See page 1 for a description of the City Recovery Cost.



**Commercial Can & Cart Monthly Rates and Commercial & Multi-Family Monthly Bin Rates** <sup>(4)</sup>

Commercial businesses determine rates through a tiered-rate structure. Commercial customers choose the size & quantity of cart or bin, and frequency of collection.

Multi-family complexes with bin service utilize the rate chart below. Note: the rates below do not include the new Door-to-Door Hazardous Waste Program at \$0.40 per dwelling unit.

See note at bottom of this page regarding Multi-Family Bin Rates

Proposed Refuse Bin Size (in Cubic Yards) - With 18.20% CRC	Number of Pickups Per Week							Proposed Extra Pickups With CRC
	1	2	3	4	5	6	7	
Commercial Can <sup>(1)</sup>	\$ 16.38	\$ 32.77	\$ 49.15	\$ 65.53	\$ 81.91	\$ 98.30	\$ 114.68	\$ 4.14
32-Gallon Cart <sup>(1)</sup>	\$ 16.38	\$ 32.77	\$ 49.15	\$ 65.53	\$ 81.91	\$ 98.30	\$ 114.68	\$ 4.14
64-Gallon Cart <sup>(1)</sup>	\$ 32.77	\$ 65.53	\$ 98.30	\$ 131.06	\$ 163.83	\$ 196.59	\$ 229.36	\$ 8.27
96-Gallon Cart <sup>(1)</sup>	\$ 49.15	\$ 98.30	\$ 147.44	\$ 196.59	\$ 245.74	\$ 294.89	\$ 344.03	\$ 11.82
2 Cubic Yard <sup>(2)</sup>	\$ 92.80	\$ 145.02	\$ 193.33	\$ 241.68	\$ 290.02	\$ 386.68	\$ 483.33	\$ 26.54
3 Cubic Yard <sup>(2)</sup>	\$ 119.19	\$ 183.98	\$ 245.28	\$ 306.61	\$ 367.92	\$ 490.54	\$ 613.20	\$ 39.76
4 Cubic Yard <sup>(2)</sup>	\$ 142.80	\$ 223.19	\$ 297.57	\$ 371.98	\$ 446.36	\$ 595.16	\$ 743.94	\$ 53.05
6 Cubic Yard <sup>(2)</sup>	\$ 183.58	\$ 286.92	\$ 382.57	\$ 478.21	\$ 573.85	\$ 765.14	\$ 956.43	\$ 79.54
2 Cubic Yard Compactor <sup>(2)</sup>	\$ 158.44	\$ 247.52	\$ 330.03	\$ 416.92	\$ 495.07	\$ 660.16	\$ 825.34	\$ 45.31
3 Cubic Yard Compactor <sup>(2)</sup>	\$ 202.04	\$ 315.77	\$ 423.98	\$ 526.16	\$ 631.34	\$ 841.84	\$ 1,052.33	\$ 67.39
4 Cubic Yard Compactor <sup>(2)</sup>	\$ 245.95	\$ 384.32	\$ 512.43	\$ 640.47	\$ 768.65	\$ 1,024.81	\$ 1,281.17	\$ 91.37
6 Cubic Yard Compactor <sup>(2)</sup>	\$ 317.32	\$ 495.91	\$ 661.25	\$ 826.51	\$ 991.82	\$ 1,322.43	\$ 1,653.05	\$ 137.48
2 Cubic Yard Split Bin <sup>(2)(3)</sup>	\$ 88.00	\$ 140.80	\$ 187.69	\$ 234.62	\$ 281.54	\$ 374.46	\$ 468.06	\$ 26.54
3 Cubic Yard Split Bin <sup>(2)(3)</sup>	\$ 90.40	\$ 142.83	\$ 190.40	\$ 238.00	\$ 283.12	\$ 379.84	\$ 474.81	\$ 39.76
4 Cubic Yard Split Bin <sup>(2)(3)</sup>	\$ 92.80	\$ 145.02	\$ 193.33	\$ 241.68	\$ 290.02	\$ 386.68	\$ 483.33	\$ 53.05

(1) Commercial Can and Cart Customer Rates *do not* include the 16% fee for the Optional Service to Mixed Waste Process Additional Bin Refuse (see Exhibit 9.B).

(2) Commercial Bin Customer Rates *include* the 16% fee for the Optional Service to Mixed Waste Process Additional Refuse (see Exhibit 9.B).

(3) Assumes split bin consists of half refuse, half recyclables.

(4) *Includes* the City Recovery Cost of 18.20%. See page 1 for a description of the City Recovery Cost.

**Note for Multi-Family Bin Customer Rates**

In accordance with Exhibit 9.A of the new solid waste contract, a \$0.40 fee per dwelling unit will be added to the multi-family bin customer rate as long as the Door-to-Door Household Hazardous Waste program is in place. The \$0.40 fee per dwelling unit will be added to the commercial bin rates shown above in Exhibit 3-2.

**Commercial Roll Off Box Rates** <sup>(1) (2)</sup>

<b>Rate Per Pull, Excluding Disposal</b>	
Standard Box, Any Size	\$ 154.51 per pull
Compactor Box, Any Size	\$ 208.59 per pull
<b>Rolloff Per Ton Charges</b>	
Refuse Disposal	\$ 52.96 per ton
Mixed Recyclables	\$ - per ton
Green Waste	\$ 50.12 per ton
<b>Additional Container Rental -</b> (for boxes emptied less than 3x/month)	
Standard Box, Any Size	\$ 27.60 per week
Compactor Box, Any Size	\$ 27.60 per week

**(Optional) Construction & Demolition Rates** <sup>(1) (2)</sup>

These rates would be utilized *only if City Council voted to franchise Construction and Demolition hauling and recycling between 2014 - 2018.*

Haulers were asked to provide pricing for this service in their proposals in the event that City Council chooses to franchise this service during the contract term.

<b>Rate Per Pull, Excluding Disposal</b>	
25-40 cubic yard roll-off box	\$ 154.51 per pull
Low Boy (10 cubic yard) roll-off box	\$ 154.51 per pull
<b>Rolloff Per Ton Charges</b>	
Mixed Loads of C&D Debris	\$ 35.02 per ton
Source Separated (dirt, concrete, wood, etc.)	actual cost at facility, no higher than mixed load rate
<b>Temporary Bin Service</b>	
First Dump, including delivery and disposal	\$ 81.21 per dump
Additional dumps, including disposal	\$ 27.06 per dump

(1) *Excludes* the 16% Optional Service fee for Additional Mixed Waste Processing of Bin Refuse found in Exhibit 9.B.

(2) *Excludes* the City Recovery Cost. Program is billed directly to the customer by the hauler.

**Temporary Bins with Exhibit 9.B Processing Option** <sup>(1) (2)</sup>

All customers may rent a temporary trash bin for up to ten days per rental. Temporary bins are useful when performing a garage clean-out, a large move-out, or for "spring cleaning." Additional recycling containers for major "clean-outs" can be ordered at no additional charge.

Service Category (Proposed)	Bin Size (Cubic Yards)			
	2	3	4	6
10 Day Rental with One Dump Included	\$ 83.84	\$ 94.20	\$ 104.56	\$ 125.29
Each Additional Dump	\$ 21.03	\$ 31.39	\$ 41.75	\$ 62.78
Rent Per Day Beyond 10 Days	\$ 1.93	\$ 1.93	\$ 1.93	\$ 1.93

(1) Includes the 16% Optional Service fee for Additional Mixed Waste Processing of Bin Refuse (Exhibit 9.B).

(2) Excludes the City Recovery Cost.

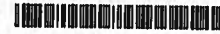
**Proposed Extra Services With 18.20% CRC** <sup>(1) (2)</sup>

There are services and costs which fall outside the standard service, the rates for those extras are listed below. Bin customers can opt for a lock service to reduce dumping. Commercial customers may utilize the bulky pick-up program for a fee. Nurseries/florists who would like a green waste container may do so at the rate listed below. In the event of a major emergency, the city can hire the hauler at the emergency collection and disposal rate listed below to assist with clean up.

Hasp and Lock Services	\$ 9.15	per bin per month (any frequency)
Cart Exchange	\$ 17.73	per applicable overage (see Section 3.7.1.1)
Refuse Cart Overage	\$ 5.91	per applicable overage (see Section 3.1.2)
Additional Residential Bulky Item Pickup	\$ 25.53	per pickup (three items) in excess of three pickups per year
Commercial Bulky Item Pickup Per Item		
• White Goods with CFCs	\$ 19.15	per item
• All Other Items	\$ 12.77	per item
Nursery/Florist Green Waste Cart (Section 3.	\$ 8.72	per 95-gallon green waste cart per month
	\$ 7.60	per 64-gallon green waste cart per month
	\$ 6.64	per 35-gallon green waste cart per month
Emergency Collection and Disposal	\$ 89.36	per hour
Bin Overage Charge	\$ 41.37	per applicable overage (see Section 3.1.6)

(1) Extra Services do not include any Optional Service fees found in Exhibit 9 of the contract.

(2) Includes the City Recovery Cost of 18.20%. See page 1 for a description of the City Recovery Cost.



Agenda Item #:



# Staff Report

## City of Manhattan Beach

**TO:** Honorable Mayor Montgomery and Members of the City Council

**THROUGH:** David N. Carmany, City Manager

**FROM:** Jim Arndt, Public Works Director,  
Anna Luke, Senior Management Analyst

**DATE:** March 15, 2011

**SUBJECT:** Consideration of New Residential and Commercial Refuse Rates, Initiate Proposition 218 Process and Adopt a Resolution to Set the Public Hearing for May 3, 2011.

### RECOMMENDATION:

Staff recommends that the City Council:

1. Review the new residential and commercial refuse user rates;
2. Initiate the Proposition 218 voter process; and
3. Adopt Resolution 6301 to Set the Proposition 218 Public Hearing for May 3, 2011.

### FISCAL IMPLICATION:

The City Council selected Waste Management as its refuse hauler for a new seven year contract to begin on June 1, 2011. The selection has a fiscal impact on the rate the customers will be billed. Rates will increase for most customers, but will vary depending on which type of service is chosen. The customer rate is a combination of the hauler's cost and the City Recovery Cost. The City Recovery Costs cover the costs of City Staff in the administration of solid waste billing, administering the contract, and all solid waste activities. The City Recovery Costs are added separately to the hauler's rates and are included in final user rates covered in the Proposition 218 voting process (see Attachment A).

Contractor Rate: Awarded hauler's rates

Customer Rate: Awarded hauler's rates + City Recovery Costs

### BACKGROUND:

On November 3, 2010, the City Council renamed the "Administrative Fee" to "City Recovery Cost" and approved the method for calculating the Refuse City Recovery Cost. At the March 1, 2011 City Council meeting, Waste Management was selected as the City's hauler for the next solid waste contract to begin June 1, 2011. City Council directed that the matter return to the March 15, 2011 Council meeting with the selected hauler's customer rates.

**DISCUSSION:**

*Proposition 218 Process*

In November 1996, California voters passed Proposition 218, the “Right to Vote on Taxes Act”. This constitutional amendment protects taxpayers by limiting the methods by which local governments can create or increase taxes, fees and charges without taxpayer consent. Proposition 218 requires voter approval prior to imposition or increase of general taxes, assessments, and certain user fees, including charges paid by rate payers for refuse services.

In order to implement the user rates, the City Council must initiate the 218 voter protest process and set a public hearing date to approve or reject the rates. This process requires a mailed notice to each prospective rate payer of the proposed rate increase, followed by a public hearing within forty-five days of the mailing. Unless protests are received from a majority of rate payers (50% + 1), the City Council may adopt the rate increases by a majority vote at its public hearing. If the Council approves the rate structure on March 15th, the notices will go out no later than March 18th, and the public hearing will be held at the May 3, 2011 City Council meeting. Any postponement in this process will result in the public hearing and new service start date being delayed accordingly.

*City Recovery Cost*

As noted, a portion of the user rates as shown in Attachment A, are the result of including the City Recovery Cost. In the November 3, 2010 staff report (see Attachment B), the City Recovery Costs (CRC) are \$643,909.

The City Recovery Costs are spread over the Waste Management first year costs as a percentage. Thus, the \$643,909 is 18.20% of Waste Management’s first year costs of \$3,533,000; and 18.20% is added to the hauler costs and is represented in the attached user rates, Attachment A, for rates beginning June 1, 2011.

Below is a sample of the first year hauler rates with the City Recovery Costs:

**Residential**

Residential Service Levels	Current WM Rate with City Recovery Cost	Waste Management Contractor Rate	City Recovery Cost (18.20%)	Total User Rate (WM + CRC)
(1) 35 gallon cart	Flat rate 14.09*	\$8.65	\$1.57	\$10.22
(1) 64 gallon cart	Flat rate 14.09*	\$12.65	\$2.30	\$14.95
(1) 96 gallon cart	Flat rate 14.09*	\$16.65	\$3.03	\$19.68

\*FY2010-11 rate increase was not passed on to users; City pays increase from reserves. Residential customers currently pay FY2009-2010 rates.

**Commercial**

Commercial Service Levels	Current WM Rate with City Recovery Cost	Waste Management Contractor Rate	City Recovery Cost (18.20%)	Total User Rate (WM + CRC)
(1) 35 gallon cart 1x p/week	\$13.15	\$13.86	\$2.52	\$16.38
(1) 2-yard bin 1x p/week	\$66.75	\$78.50	\$14.29	\$92.79
(1) 2-yard bin 2x p/week	\$100.10	\$122.69	\$22.33	\$145.02

\*FY2010-11 rate increase was not passed on to users; City pays increase from reserves. Commercial customers currently pay FY2009-2010 rates.

*Rate Increases for Subsequent Years*

Rates shown in Attachment A begin June 1, 2011 and run through June 30, 2012. On July 1, 2012, Hauler rates will increase based on defined formula Consumer Price Index (CPI) increases for fuel, equipment, labor, disposal, and other services. In addition, the City Recovery Cost will potentially adjust on July 1, 2012 by the following Consumer Price Index (CPI): CPI-U, Los Angeles-Riverside-Orange County. The adjustment will be based on the prior fiscal year's adopted budget, adjusted by the lesser of the CPI noted above, or the actual increase/decrease in the adopted budget from the prior year, whichever is less. Subsequent increases for the fiscal years beginning July 1, 2013, 2014, 2015, and 2016 will also be so adjusted for both Waste Management and City Recovery Costs.

**CONCLUSION:**

The following timeline represents current deadlines to complete the 218 process and hauler transition to begin service on June 1, 2011.

Transition Timeline

Date	Activity
March 15, 2011	City Council meeting – Establish rates, Proposition 218 process begins.
By March 18, 2011	Proposition 218 Notices mailed to residents.
March 23, 2011	Hauler mails cart size selection cards to residents.
March 30, 2011 (7:00 p.m.)	Proposition 218 public meeting #1 (CC Chambers).
April 7, 2011 (7:00 p.m.)	Proposition 218 public meeting #2 (CC Chambers).
March 25 – April 25, 2011	Residents return cart size selection cards to hauler.
April 27, 2011	Last day for hauler to provide City billing department with cart selection information received.
May 1, 2011	Hauler mails residents final 30 day reminder of new services start date.
May 1 – May 31, 2011	(If applicable) Hauler removes old carts & delivers new carts to customers.
May 3, 2011	City Council meeting – Consider rates, complete Proposition 218 process.
June 1, 2011	Start of Service.

- Attachments: (A) Waste Management’s Residential and Commercial User Rates.  
 (B) November 3, 2010 City Council Meeting Staff Report (City Recovery Costs).  
 (C) Resolution 6301 Establishing May 3, 2011 Public Hearing for Consideration of Refuse Rates.

CC: Bruce Moe, City of Manhattan Beach Finance Director

Single Family Rates

Volume-Based Automated Three-Cart Collection Service for Single Unit Homes	Proposed Monthly Rate per Household With 18.20% CRC		
	Standard Service - Used Carts	Extra Refuse Cart	Backyard Service Surcharge (2)
96-gallon refuse (1)	\$ 19.68	\$ 9.46	\$ 8.27
64-gallon refuse (1)	\$ 14.95	\$ 7.09	\$ 8.27
35-gallon refuse (1)	\$ 10.22	\$ 4.73	\$ 8.27

Multi-Family Cart Rates

Automated Three-Cart Collection Service for Residential Cart Customers with 2 to 9 Units	Proposed Monthly Rate Per Building With 18.20% CRC		
	Standard Service - Used Carts	Backyard Service Surcharge (2)	
2 Dwelling Units (3)	\$ 27.15	\$ 16.55	
3 Dwelling Units (3)	\$ 40.73	\$ 24.82	
4 Dwelling Units (3)	\$ 54.30	\$ 33.10	
5 Dwelling Units (3)	\$ 67.88	\$ 41.37	
6 Dwelling Units (3)	\$ 81.45	\$ 49.64	
7 Dwelling Units (3)	\$ 95.03	\$ 57.92	
8 Dwelling Units (3)	\$ 108.60	\$ 66.19	
9 Dwelling Units (3)	\$ 122.18	\$ 74.47	

- (1) Rate for first refuse container at each dwelling unit which includes the cost for the Door to Door HHW program at \$0.40 per dwelling unit.
- (2) The \$7.00 Backyard Service Surcharge is in addition to Standard Service fee and is assessed per dwelling unit.
- (3) Flat Rate for refuse cart service at each dwelling unit which includes the cost for the Door to Door HHW Program at \$0.40 per dwelling unit.

Note: Additional refuse carts for customers with 2 to 9 units, and additional recycling and green waste carts for all residential cart customers shall be provided at no additional charge.

**Temporary Bin & Extra Service Rates**

**Temporary Bins with Exhibit 9.B Processing Option** <sup>(1) (2)</sup>

Service Category (Proposed)	Bin Size (Cubic Yards)			
	2	3	4	6
10 Day Rental with One Dump Included	\$ 83.84	\$ 94.20	\$ 104.56	\$ 125.29
Each Additional Dump	\$ 21.03	\$ 31.39	\$ 41.75	\$ 62.78
Rent Per Day Beyond 10 Days	\$ 1.93	\$ 1.93	\$ 1.93	\$ 1.93

<sup>(1)</sup> Temporary Bin Rates *include* the 16% Optional Service fee for Additional Mixed Waste Processing of Bin Refuse (Exhibit 9.B)

<sup>(2)</sup> Temporary Bin Rates **do not** include the City Recovery Cost

**Proposed Extra Services With 18.20% CRC** <sup>(1)</sup>

Hasp and Lock Services	\$ 9.15	per bin per month (any frequency)
Cart Exchange	\$ 17.73	per applicable average (see Section 3.7.1.1)
Refuse Cart Coverage	\$ 5.91	per applicable average (see Section 3.1.2)
Additional Residential Bulky Item Pickup	\$ 25.53	per pickup (three items) in excess of three pickups per year
Commercial Bulky Item Pickup Per Item		
• White Goods with CFCs	\$ 19.15	per item
• All Other Items	\$ 12.77	per item
Nursery/Florist Green Waste Cart (Section 3.3.1)	\$ 8.72	per 95-gallon green waste cart per month
	\$ 7.60	per 64-gallon green waste cart per month
	\$ 6.64	per 35-gallon green waste cart per month
Emergency Collection and Disposal	\$ 89.36	per hour
Bin Coverage Charge	\$ 41.37	per applicable average (see Section 3.1.6)

<sup>(1)</sup> Extra Services **do not** include any Optional Service fees found in Exhibit 9.



**Roll Off Box Rates (1)**

<b>Rate Per Pull, Excluding Disposal</b>	
Standard Box, Any Size	\$ 154.51 per pull
Compactor Box, Any Size	\$ 208.59 per pull
<b>Rolloff Per Ton Charges</b>	
Refuse Disposal	\$ 52.96 per ton
Mixed Recyclables	\$ - per ton
Green Waste	\$ 50.12 per ton
<b>Additional Container Rental -</b>	
(for boxes emptied less than 3x/month)	
Standard Box, Any Size	\$ 27.60 per week
Compactor Box, Any Size	\$ 27.60 per week

**Optional C & D Rates (1)**

<b>Rate Per Pull, Excluding Disposal</b>	
25-40 cubic yard roll-off box	\$ 154.51 per pull
Low Boy (10 cubic yard) roll-o	\$ 154.51 per pull
<b>Rolloff Per Ton Charges</b>	
Mixed Loads of C&D Debris	\$ 35.02 per ton
Source Separated (dirt, concret	actual cost at
<b>Temporary Bin Service</b>	
First Dump, including delivery	\$ 81.21 per dump
Additional dumps, including di	\$ 27.06 per dump

(1) Roll-Off Box Rates and Optional C&D Rates **do not** include the 16% Optional Service fee for Additional Mixed Waste Processing of Bin Refuse found in Exhibit 9.B.

**Commercial Can, Cart and Bin Rates**

See note at bottom of this page regarding Multi-Family Bin Rates

Proposed Refuse Bin Size (in Cubic Yards) - With 18.20% CRC	Number of Pickups Per Week							Proposed Extra Pickups With CRC
	1	2	3	4	5	6	7	
Commercial Can <sup>(1)</sup>	\$ 16.38	\$ 32.77	\$ 49.15	\$ 65.53	\$ 81.91	\$ 98.30	\$ 114.68	\$ 4.14
32-Gallon Cart <sup>(1)</sup>	\$ 16.38	\$ 32.77	\$ 49.15	\$ 65.53	\$ 81.91	\$ 98.30	\$ 114.68	\$ 4.14
64-Gallon Cart <sup>(1)</sup>	\$ 32.77	\$ 65.53	\$ 98.30	\$ 131.06	\$ 163.83	\$ 196.59	\$ 229.36	\$ 8.27
96-Gallon Cart <sup>(1)</sup>	\$ 49.15	\$ 98.30	\$ 147.44	\$ 196.59	\$ 245.74	\$ 294.89	\$ 344.03	\$ 11.82
2 Cubic Yard <sup>(2)</sup>	\$ 92.80	\$ 145.02	\$ 193.33	\$ 241.68	\$ 290.02	\$ 386.68	\$ 483.33	\$ 26.54
3 Cubic Yard <sup>(2)</sup>	\$ 119.19	\$ 183.98	\$ 245.28	\$ 306.61	\$ 367.92	\$ 490.54	\$ 613.20	\$ 39.76
4 Cubic Yard <sup>(2)</sup>	\$ 142.80	\$ 223.19	\$ 297.57	\$ 371.98	\$ 446.36	\$ 595.16	\$ 743.94	\$ 53.05
6 Cubic Yard <sup>(2)</sup>	\$ 183.58	\$ 286.92	\$ 382.57	\$ 478.21	\$ 573.85	\$ 765.14	\$ 956.43	\$ 79.54
2 Cubic Yard Compactor <sup>(2)</sup>	\$ 158.44	\$ 247.52	\$ 330.03	\$ 416.92	\$ 495.07	\$ 660.16	\$ 825.34	\$ 45.31
3 Cubic Yard Compactor <sup>(2)</sup>	\$ 202.04	\$ 315.77	\$ 423.98	\$ 526.16	\$ 631.34	\$ 841.84	\$ 1,052.33	\$ 67.39
4 Cubic Yard Compactor <sup>(2)</sup>	\$ 245.95	\$ 384.32	\$ 512.43	\$ 640.47	\$ 768.65	\$ 1,024.81	\$ 1,281.17	\$ 91.37
6 Cubic Yard Compactor <sup>(2)</sup>	\$ 317.32	\$ 495.91	\$ 661.25	\$ 826.51	\$ 991.82	\$ 1,322.43	\$ 1,653.05	\$ 137.48
2 Cubic Yard Split Bin <sup>(2)(3)</sup>	\$ 88.00	\$ 140.80	\$ 187.69	\$ 234.62	\$ 281.54	\$ 374.46	\$ 468.06	\$ 26.54
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4 Cubic Yard Split Bin <sup>(2)(3)</sup>	\$ 92.80	\$ 145.02	\$ 193.33	\$ 241.68	\$ 290.02	\$ 386.68	\$ 483.33	\$ 53.05

<sup>(1)</sup> Commercial Can and Cart Customer Rates *do not* include the 16% fee for the Optional Service to Mixed Waste

<sup>(2)</sup> Commercial Bin Customer Rates *include* the 16% fee for the Optional Service to Mixed Waste Process

<sup>(3)</sup> Assumes split bin consists of half refuse, half recyclables.

**Note for Multi-Family Bin Customer Rates**

In accordance with Exhibit 9.A, a \$0.40 fee per dwelling unit will be added to the multi-family bin customer rate as long as the Door to Door HHW program is in place. The \$0.40 fee per dwelling unit will be added to the commercial bin rates shown above in Exhibit 3-2.

11/03/10-14.



Agenda Item #:



# Staff Report

## City of Manhattan Beach

**TO:** Honorable Mayor Montgomery and Members of the City Council

**THROUGH:** Richard Thompson, Interim City Manager *[Signature]*

**FROM:** Bruce Moe, Finance Director *Bm by JAA*  
Jim Arndt, Public Works Director *JAA*

**DATE:** November 3, 2010

**SUBJECT:** Consideration of the Proposed Refuse Administrative Fee Calculation Methodology to be Used in Developing the New Refuse Rates Which Will be Implemented in Conjunction with the New Refuse Hauling Contract in 2011

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**RECOMMENDATION:**

Staff recommends that the City Council receive and file this report on the methodology to be used in developing the new Refuse Administrative Fee. The Administrative Fee will be one component used in setting the City's overall refuse service rates. We anticipate awarding a new refuse contract in early summer 2011 with new rates being applicable on the contract start date.

**FISCAL IMPLICATION:**

The Administrative Fee is a mechanism for the City to recoup our support costs associated with administering the refuse contract service provided by an outside third party. These City costs are combined with the outside hauler contract costs to determine the overall rate paid by customers. For Fiscal Year 2010-2011, we have estimated those costs to be between \$643,909 and \$693,909. The final amount will depend upon the final level of support services the City Council wishes to provide, which will be determined in the coming weeks (see the discussion below regarding the Recycle Ranger option).

**BACKGROUND:**

The refuse rate paid by residential and commercial customers is comprised of two basic components: the waste hauler contract costs (currently Waste Management) and the City's support costs. The latter has been referred to as the City's "Administrative Fee." The Administrative Fee (AF) includes staff costs dedicated to the provision and support of refuse service (salaries and benefits), supplies, printing, memberships and dues. These are costs directly related to the Refuse operation only. It also includes overhead costs attributable to the Refuse Fund as determined in a periodic cost allocation plan (last updated in 2010).

**ATTACHMENT**

**B** for 3/15 Mtg.

The AF has been allocated to the residents and businesses as a percentage of the total waste hauler contract. For the past several years, the percentage used has been 17.24% (this percentage was set and remained static despite changing costs – a practice that will change under the new contract). In reviewing the historical relationship between the AF revenues (based on the 17.24%) and the City’s actual support costs over the past five years, the City has under-collected \$96,600 on average each year. Sufficient fund balance has existed from which draw the difference.

**DICUSSION:**

*Calculating the Administrative Fee*

Attachment “A” is a listing of the Refuse Fund Overhead Analysis that is used to determine the City’s costs that make up the Administrative Fee portion of the refuse rate. Attachment “B,” which is the line item budget for the FY 2010-2011 Refuse Fund, is the detail used to develop the analysis. In basic terms, the overall rate is comprised of the refuse hauler contract costs and the City’s costs of administering the contract.

Mechanically speaking, the total Administrative Fee is compared to the refuse hauler contract total, and calculated as a percentage of the hauler fee. As an example:

Waste Hauler contract	\$3,224,000
City Administrative Fee	\$ 643,909
Admin Fee Rate	19.97%

The 19.97% rate is allocated to all customers. The reason for this method is that it equitably spreads the cost of City support based on the amount of proportional service the ratepayer is utilizing.

In recent years there has been some misunderstanding about the nature of the Administrative Fee, where it is deposited, and what it is used for. The fee is simply one cost component of the overall refuse rate paid by customers. It recovers the City’s support costs in administering the refuse contract, including the billing statements issued. All funds generated from Refuse billings are deposited into the Refuse Fund, which is its own separate and distinct fund. The General Fund provides support to the Refuse Fund for various staff salaries, benefits and overhead costs which are included in the AF calculation. The Administrative Service Charges component of the AF has recently been verified through a comprehensive cost allocation plan performed by Revenue and Cost Specialists.

*Rate Setting & Proposition 218*

Similar to the water and wastewater rates and the processes we followed in late 2009, refuse rates are subject to a Proposition 218 process. This will require the provision of a protest vote period in which residents and businesses may object to the proposed rates. If a majority of ratepayers object, then the increases may not be implemented, otherwise, we may move ahead.

As we did with water/wastewater rates, and as allowed by Proposition 218, we will be establishing a five year rate plan with adjustment criteria. This will allow us to set appropriate sustainable rates without the need to perform a new protest vote each and every year.

Because the actual costs of service will be unpredictable from one year to the next during the five year rate period, adjusting the refuse rates annually will involve some type of indexing. In the case of the refuse hauler contract, the hauler will propose first year rates which may be adjusted through a combination of the Consumer Price Index and/or an industry index tied to such major expenses as landfill costs. Separately, the City will seek authorization to adjust the City's Administrative Fee by a maximum of the Los Angeles-Long Beach CPI, not to exceed the AF costs as determined in the budget. This adjustment program will result in the Administrative Fee as a percentage of the refuse hauler contract fluctuating from one year to the next.

As an example, using a hypothetical hauler contract cost of \$3,224,000 and the first year administrative fee of \$643,909 (both as budgeted in FY 2010-2011), future adjustments may be calculated as follows. **Please note that these are hypothetical only at this time and provided for presentation purposes only. Actual numbers and percentages are yet to be determined:**

*Hypothetical Example:*

<u>Refuse Rate Component</u>	<u>2011</u>	<u>Adjustment- %</u>	<u>Adjustment-\$</u>	<u>2012</u>
Hauler Contract	\$ 3,224,000	2.10%	\$ 67,704	\$ 3,291,704
Administrative Fee	\$ <u>643,909</u>	<u>1.30%</u>	\$ <u>8,371</u>	\$ <u>652,280</u>
Total Cost	\$ 3,867,909	1.97%	\$ 76,075	\$ 3,943,984

<b>Admin Fee - % of Contract</b>	<b>19.97%</b>	<b>19.82%</b>
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As the example shows, the AF will fluctuate as a percentage of the total contract cost and will be adjusted annually.

*Recycle Ranger*

The Recycle Ranger (RR) is a position recommended by the City's Environmental Task Force Solid Waste and Recycling Subcommittee to allow the City full control of the RR's tasks and goals. This position will need to be approved by City Council before the Proposition 218 process begins in early to mid February 2011.

The RR does *not* work for the solid waste contractor, but would assist the city (and complement the hauler's efforts) with in-person customer education and outreach, assisting with new and improvement of existing recycling accounts, resident and business training to reduce landfill tonnage and increase recycling, help residents with transition to tiered rate cart program, food waste pilot, identifying areas with contamination and scavenging, program expansion, and audits. The RR would canvass the neighborhoods and businesses providing education and identifying areas for improvement. Another pivotal role would be to work with multi-family complexes to establish and increase recycling efforts.

This position is *not* written into the Waste Management Franchise Agreement, as the person will *not* be employed by the hauler. However, the city would be responsible for making sure the assignments of the Recycle Ranger complement the efforts made by the hauler so that all three entities working together can reduce landfill tonnage, increase recycling and education. The total cost is estimated to be \$75,000 per year (no determination if this is in additional staff or contract). \$25,000 of the total \$75,000 will be paid from the Recycling Fee received by the hauler annually, which is part of the franchise agreement to contribute toward the City's litter abatement needs. The remaining \$50,000 would come from the Refuse City Support Costs (a.k.a. "Admin Fee"). For this reason the amount stated in the Fiscal Impact section of this report is listed as a range, pending the City Council's decision of the RR's related work.

For over ten (10) years, the City of Redondo Beach has enlisted a Recycle Ranger to assist with anti-scavenging enforcement, monitors routes to ensure hauler has not missed pickups, is properly returning containers after collection, and is not commingling waste streams. The Recycle Ranger is the in-field City liaison to the hauler, and also helps distribute information and assists at City events such as Earth Day.

*Renaming of "Administrative Fee"*

Staff believes that some of the confusion over the "Administrative Fee" comes from the title. There may be confusion between this fee as part of the refuse rates, and the "Administrative Service Charges" (which are part of the costs included in the Refuse Administrative Fee) that are designed to recover General Fund support provided to other fund operations, including Water, Wastewater, Parking, Gas Tax, etc. As a result, we think it would be appropriate and useful to consider renaming the "Administrative Fee," "City Support Costs" to adequately describe just what the charges are for. This is more analogous to the costs being recovered, which are not simply administrative in nature.

**CONCLUSION:**

The Finance Subcommittee reviewed and approved the methodology for the City's Support Cost calculation (Administrative Fee) at their October 19, 2010 meeting. Staff will incorporate any City Council comments regarding this methodology, and proceed with developing the refuse rates for the upcoming refuse hauling contract. Those new rates, including the Administrative Fee/City Support Costs will be presented to the City Council for approval in early 2011. A decision on the Recycle Ranger option will be necessary at that time in order to properly set rates and facilitate the Proposition 218 process.

Attachments: A – City Support Cost Calculation Summary  
B – Refuse Fund Budget Detail for FY 2010-2011

# REFUSE FUND ADMINISTRATIVE FEE CALCULATION SUMMARY

Attachment "A"

Account No.	Account Title	FY2011 Budget	Less Non- Refuse Costs	Less Direct Costs	Refuse Costs	Comments
510-18-411-4101	Regular Salaries	111,927			111,927	
510-18-411-4111	Overtime Regular	2,760			2,760	
510-18-411-4114	Overtime Special Events	20,698			20,698	
510-18-411-4201	Group Medical Ins	1,623			1,623	
510-18-411-4202	Medicare Contributions	1,719			1,719	
510-18-411-4204	401A Plan City Contributions	2,496			2,496	
510-18-411-4206	Medical Retirement Contributions	17,075			17,075	
510-18-411-4211	PERS Regular	3,598,198			20,880	\$353,318 = Street Sweeping Costs
510-18-411-5101	Contract Services	8,100	(353,318)	(3,224,000)	8,100	\$3,224,000 Direct Hauler Contract Cost
510-18-411-5202	Memberships & Dues	180			180	
510-18-411-5203	Reference Materials	800			800	
510-18-411-5204	Conferences & Meetings	200			200	
510-18-411-5205	Training	650			650	
510-18-411-5206	Uniforms/Safety Equip	8,000			8,000	
510-18-411-5207	Advertising	50,500			50,500	
510-18-411-5217	Special Dept Supplies	1,000			1,000	
510-18-411-5225	Printing	350			350	
510-18-411-5501	Telephone	410,580		(51,469)	359,111	Downward revision from cost allocation study
510-18-411-5601	Admin Services	17,000			17,000	
510-18-411-5611	Warehouse Services	18,840			18,840	
510-18-411-5631	Insurance Allocation	-			-	
510-18-411-6141	Computer Equip & Software	-			-	
510-18-411-6212	CIP Bldg & Facilities - CYr	-			-	
<b>Total Refuse Management</b>		<b>\$4,272,696</b>	<b>(\$404,787)</b>	<b>(\$3,224,000)</b>	<b>\$643,909</b>	
<b>Added Cost of Recycle Ranger if Approved by the City Council</b>					<b>\$ 50,000</b>	
<b>Total with Recycle Ranger</b>					<b>\$ 693,909</b>	



(B)

City of Manhattan Beach  
FY 2010-2011 Dept Request Level 6  
Itemized Line Item Detail  
Controllable Costs

Level 6 2011

Fiscal Year level 6

Department: 18 Public Works

Minor Program: 411 Refuse Management

Data Date 10/14/2010

10:40:57AM

Account Number / Title / Budget Line Item Descriptions Amount

411 Refuse Management

Salaries & Allowances 510-18-411-4101

1 1 Management Analyst, 1 Maint Worker I/II (open), 108,139.00 1

2 1 GIS Technician (Strand) 3,788.00 2

3 Differential 3 3

Addition of 7% of full-time employee. 1/2 full time employee to be apportioned from PW Streetscape to General Fund (Streets) (43% of full time person) and Refuse (7% of fulltime person). Adjusted for incumbent and open position. (06/03/10)

Total Account # 510-18-411-4101

111,927.00

Overtime Special Events 510-18-411-4114

1 Special events refuse collection - City staff special event set up, collection, and tear-down of refuse and recycling containers for Earth Day and Hometown Fair.~ 2,759.76 1

2 (estimated 72 hours at \$38.33/hr per fiscal year). rounding 0.24 2

Total Account # 510-18-411-4114

2,760.00

Group Medical Insurance 510-18-411-4201

1 1 Management Analyst~

1 1 Maintenance Worker I/II (open)~ 16,320.00 1



**City of Manhattan Beach**  
**FY 2010-2011 Dept Request Level 6**  
**Itemized Line Item Detail**  
**Controllable Costs**

**Level**                    6                    2011  
**Fiscal Year**            level 6  
**Department:**        18            **Public Works**  
**Minor Program:**    411           **Refuse Management**

**Data Date**            10/14/2010  
                               10:40:57AM

**Account Number /Title / Budget Line Item Descriptions**  
**Medical Retirement Contribut    510-18-411-4206**

1	Finance Analysis			2,388.00	1
2	Per updated Actuarial Report (April 2010)			108.00	2
				2,496.00	

**Total Account #                    510-18-411-4206**

**PERS Regular Contributions    510-18-411-4211**

1	1 Management Analyst~				
	1 Maint Worker I/II (open)~				
	1 GIS Tech (Strand)~			16,480.00	1
	GIS Tech (20%)				
2	Addition of 7% of full-time employee. 1/2 full time employee to be apportioned from PW Streetscape to General Fund (Streets) (43% of full time person) and Refuse (7% of fulltime person). Adjusted for incumbent and open position. (06/03/10)			595.00	2

**Total Account #                    510-18-411-4211**

17,075.00

**Contract Services                510-18-411-5101**

1	Refuse Collection Contract with Waste Management. Estimate of the new contract for the period from July 2010 - April 30, 2011. Includes rate increase scheduled for July 1, 2010. (3% Increase)			3,200,000.00	1
2	LA County Waste Management Fee increased from \$0.86 to \$1.50 per ton of land filled trash effective January 1, 2009 through the life of the contract. Disposal tons x \$0.64 (increase amount)			24,000.00	2

City of Manhattan Beach  
 FY 2010-2011 Dept Request Level 6  
 Itemized Line Item Detail  
 Controllable Costs

Level 6 2011  
 Fiscal Year level 6  
 Department: 18 Public Works  
 Minor Program: 411 Refuse Management

Data Date 10/14/2010  
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Account Number / Title / Budget Line Item Descriptions	Amount
= \$fee.	
2 Street Sweeping Costs. Fees were transferred from general fund in 2005 budget year as a routine service benefitting citywide debris collection. The budget includes \$258,000 (73%) for street sweeping including Cal Trans delegated maintenance agreement, \$74,000 (21%) for cleaning the Strand, and \$21,200 (6%) for special sweeps due to weather, special events, construction, and sand dune (New rates scheduled for July 2010 - 6% increase).	353,318.00
4 Asphalt and Concrete Dumping Fees. Materials from replacement of asphalt and concrete for City streets and facilities. Based on prior year's expenditures. Paid to a recycling facility and hauler of the City's choice.	
5 Moved item to Street Repair 032-5101: \$38,000 Special Events Refuse Collection - Vendors (TruGreen and Conservation Corps.) Special Event collection of refuse and recycling. Special events include Earth Day and Concerts in the Park. Collection and recycling of City facility compact fluorescent bulbs (CFL's) by Lighting Resources, LLC.	16,000.00
6 Composting Bin Subsidy. City shares the cost for each bin sold. Average 55 bins per year. WM is the supplier. Resident pays \$35 to WM, City pays \$34 to WM per bin). Program assists helping the city meet AB 939 diversion goals. This is a	500.00
7	1,870.00

City of Manhattan Beach  
 FY 2010-2011 Dept Request Level 6  
 Itemized Line Item Detail  
 Controllable Costs

Level 6 2011  
 Fiscal Year level 6  
 Department: 18 Public Works  
 Minor Program: 411 Refuse Management

Data Date 10/14/2010  
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Account Number / Title / Budget Line Item Descriptions	Amount
7 program promoted by both Manhattan Beach, Redondo Beach and Waste Management (WM). (Moved from Special Departmental Supplies 510-18-411-5217). Worm Bin Subsidy, City shares the cost for each bin sold. 35 bins x \$58 (WM is the supplier). Resident pays \$35 to WM, City pays \$58 to WM per bin. Program assists in helping the City meet AB 939 diversion goals.	2,030.00
9 Nextel Phone for 1 Management Analysts \$40 each x 12 months. (Moved from 100-18-011-5101)	480.00
<b>Total Account # 510-18-411-5101</b>	<b>3,598,198.00</b>

Memberships & Dues 510-18-411-5202	Amount
1 South Bay Business Environmental Coalition (SBBEC) membership for the City of Manhattan Beach.	100.00
2 Southern California Waste Management Forum (SCWMF) membership for Management Analyst (Street Sweeping). Membership for Management Analyst (Refuse) is paid by LARA. This provides updated information on regional and statewide solid waste related issues.	85.00
3 Los Angeles Regional Agency (LARA) Membership Renewal: For regional reporting (annual AB 939 report) to the California Integrated Waste Management Board as part of a local government effort to share information with other agencies and remain involved in solid waste legislative issues. (Membership amount is based upon the	8,000.00

City of Manhattan Beach  
 FY 2010-2011 Dept Request Level 6  
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 Controllable Costs

Level 6 2011  
 Fiscal Year level 6  
 Department: 18 Public Works  
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Data Date 10/14/2010  
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Account Number / Title / Budget Line Item Descriptions	Amount
3 tonnage of solid waste disposed by each member city. Annual tonnage x \$0.15=LARA membership). Group also provides training, staff time for Earth Day and Hometown Fair P.W. booth, conference registration and association dues for Management Analyst and give-aways to promote recycling.	3
4 Budget Savings 2011:~ Southern California Waste Management Forum (SCWMF) membership for Management Analyst (Street Sweeping). Membership for Management Analyst (Refuse) is paid by LARA. This provides updated information on regional and statewide solid waste related issues.	(85.00) 4
<b>Total Account # 510-18-411-5202</b>	<b>8,100.00</b>
1 Reference Books & Periodicals 510-18-411-5203	1
2 Refuse Industry Books - for the purchase of books focusing on topics such as refuse management, recycling and sustainable practices.	130.00
2 Waste News. Bi-weekly periodical. 26 issues per year. (Renews in April)	50.00 2
<b>Total Account # 510-18-411-5203</b>	<b>180.00</b>
1 Conferences & Meetings 510-18-411-5204	1
1 Solid Waste Conferences (various conferences related to national, regional and state waste	800.00 1



City of Manhattan Beach  
 FY 2010-2011 Dept Request Level 6  
 Itemized Line Item Detail  
 Controllable Costs

Level 6 2011  
 Fiscal Year level 6  
 Department: 18 Public Works  
 Minor Program: 411 Refuse Management

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Account Number / Title / Budget Line Item Descriptions	Amount
1 Advertising to promote Composting Classes, and other Solid Waste programs. Assists with meeting the goals of AB 939 and primarily funded by grants from Cal Recycle.	8,000.00
<hr/>	
Total Account # 510-18-411-5207	8,000.00

1 Special Departmental Supplies 510-18-411-5217 City Refuse and Recycling Containers: Maintenance, repair, replacement and minor additions to the City's over 500 public right-of-way trash and recycling containers for use by visitors. Replacement/additional trash containers. Hover lids, liners, etc.	15,000.00
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2 Promotional and educational items for solid waste reduction programs including Earth Day (1 day event) and Hometown Fair (2 day event). Assists with meeting AB939 goal. Promotional materials include: display materials, mugs, totebags, etc. made from recycled material.	5,500.00
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3 Container Replacement Program~ Replace old cans each year with new, updated design found on Strand, Pier and North End Manhattan Beach.	30,000.00
<hr/>	
Total Account # 510-18-411-5217	50,500.00

1 Printing Printing costs related to street sweeping and	1,000.00
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City of Manhattan Beach  
 FY 2010-2011 Dept Request Level 6  
 Itemized Line Item Detail  
 Controllable Costs

Level 6 2011  
 Fiscal Year level 6  
 Department: 18 Public Works  
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 Data Date 10/14/2010  
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Account Number / Title / Budget Line Item Descriptions Amount

1 solid waste outreach. Examples include information about recycling, municipal codes related to trash, and overage charges. 1

Total Account # 510-18-411-5225

1,000.00

Telephone 510-18-411-5501

1 Based on current trends 1

Total Account # 510-18-411-5501

350.00  
 350.00

Administrative Service Charge 510-18-411-5601

1 Use 2009-2010 pending 1

Total Account # 510-18-411-5601

410,580.00  
 410,580.00

Warehouse Purchases 510-18-411-5611

1 Mutt Mitt Program: Warehouse will purchase Mutt Mitt cases. (PW Labor: previously performed by TruGreen and charged to 100-18-042-5101. As of FY 08-09, labor for PW maintained Mutt Mitts performed in-house Mondays, Wednesdays and Fridays for a total of 3.6 hours per week and charged to 510-18-411-4101).~ Mutt Mitt Locations:~ The following are maintained by Parks and Recreation (Parks and Rec. maintained Mutt Mitts labor performed 1 hour per week by Recreation Coordinator and charged to 100-14-021-4101)~ 1

14,000.00

City of Manhattan Beach  
 FY 2010-2011 Dept Request Level 6  
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 Controllable Costs

Level 6 2011  
 Fiscal Year level 6  
 Department: 18 Public Works  
 Minor Program: 411 Refuse Management

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Account Number / Title / Budget Line Item Descriptions Amount

1 1. Live Oak Park Dog Run~ 1

- 2. Live Oak Park @ Scout House~
- 3. Sand Dune Park 31st and Bell~
- 4. Sand Dune Park 31st Street cul-de-sac~
- 5. Polliwog Park #1~
- 6. Polliwog Park #2~
- 7. Polliwog Park #3~

The following are maintained by Public Works:~

- 1. Marine Ave. Park Dog Run~
- 2. 8th and Rowell~
- 3. Bruce's Beach #1~
- 4. Bruce's Beach #2~
- 5. MBB & Strand / North side~
- 6. MBB & Strand / South side~
- 7. 4th and Strand~
- 8. 19th and Strand~
- 9. 26th and Strand~
- 10. 40th and Strand~
- 11. 44th and Strand~
- 12. 1st and Greenbelt~
- 13. 6th and Greenbelt~
- 14. 19th and Greenbelt~
- 15. 27th and Greenbelt~
- 16. Pacific and Greenbelt~

Mutt Mitt Program moved to Parks & Recreation:~

100-14-021-5611

2 Mutt mitts for Live Oak, Sand Dune, Polliwog, and Marine Avenue.~ 3,000.00 2

Level 6 2011  
 Fiscal Year level 6  
 Department: 18 Public Works  
 Minor Program: 411 Refuse Management

City of Manhattan Beach  
 FY 2010-2011 Dept Request Level 6  
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 Controllable Costs

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2 Account Number / Title / Budget Line Item Descriptions  
 (\$3,000 in Parks & Rec mitt expenses moved from 100-14-021-5611 in FY 10-11)

Amount  
 17,000.00

1 Insurance Allocation 510-18-411-5631  
 based on 20 months analysis by H Mitzner

18,840.00  
 18,840.00

Program Total Refuse Management 411 Refuse Management

4,272,696.00

510 Refuse Fund

4,272,696.00

City Totals

4,272,696.00

Total Account # 510-18-411-5611

Total Account # 510-18-411-5631

RESOLUTION NO. 6301

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH, CALIFORNIA, SETTING SOLID WASTE FEES TO BE SUBMITTED TO PROTEST AND SETTING A PUBLIC HEARING TO REVIEW ALL PROTEST AND IF APPROPRIATE ADOPT SOLID WASTE FEES

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Manhattan Beach, California, does hereby determine as follows:

SECTION 1. The City Council makes the following findings:

- A. The City Council of the City of Manhattan Beach at the regular City Council meeting of March 1, 2011 awarded a franchise for collection of solid waste in the City to Waste Management, USA, Inc.
- B. In conjunction with the award of said franchise, it is necessary to adopt solid waste user fees for those using the service.
- C. Article 13A of the California Constitution (otherwise known as Proposition 218) sets forth the procedure for adopting solid waste fees which the City is required to follow.

SECTION 2. The fee schedule set forth on Exhibit A attached hereto and incorporated herein by this reference is hereby submitted for protest as provided by California Constitution Article 13A and a public hearing to review all protests and, if a majority protest is not received, to adopt said schedule as the City's solid waste fees is hereby set for May 3, 2011.

SECTION 3. This resolution shall take effect immediately. The City Clerk shall make this resolution readily available for public inspection within thirty (30) days of the date this resolution is adopted.

SECTION 4. The City Clerk shall certify to the passage and adoption of this Resolution; shall cause the same to be entered among the original resolutions of said City; and shall make a minute of the passage and adoption thereof in the records of the proceedings of the City Council of said City in the minutes of the meeting at which the same is passed and adopted.

PASSED, APPROVED and ADOPTED this 15th day of March, 2011.

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

\_\_\_\_\_  
Mayor, City of Manhattan Beach, California

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

By   
City Attorney

**ATTACHMENT**

C for 3/15 Mtg